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MH:gth 7/27/06 6616-71314-07 559048.doc AG03-084C-US

PATENT Attorney Reference Number 6616-71314-07

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

n re application of: Lightner et al.

Application No. 10/539,215

Filed: January 17, 2006 Confirmation No. 5991

For: GENERATION OF PLANTS WITH

ALTERED OIL CONTENT

**Examiner:** 

Art Unit: 1638

Attorney Reference No. 6616-71314-07

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Attorney or Agent for Applicant(s)

Date Mailed July 27, 2006

#### TRANSMITTAL LETTER

Enclosed for filing in the application referenced above are the following:

Form 1449

References (5)

The Director is hereby authorized to charge any additional fees that may be required, or credit over-payment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.

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Respectfully submitted,

KLARQUIST SPARKMAN, LLP

One World Trade Center, Suite 1600

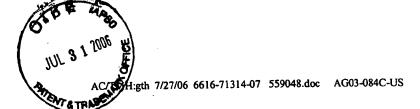
121 S.W. Salmon Street Portland, Oregon 97204

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cc: Docketing

Ву

Anne Carlson, Ph.D. Registration No. 47,472



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References (5)

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Attorney or Agent for Applicant(s)

# INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.97(b)(3)

Listed on the accompanying form PTO-1449 and enclosed herewith are several English-language documents. Applicants respectfully request that these documents be listed as references cited on the issued patent.

Applicants filed this Information Disclosure Statement ("IDS") before the mailing date of a first Office action on the merits. As a result, no fee should be required to file this IDS.

However, if the Patent Office determines that a fee is required for Applicants to file this IDS, please charge any such fees, or credit overpayment, to Deposit Account No. 02-4550. Deposit Account authority is provided on the accompanying transmittal letter.

The filing of this IDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

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Telephone: (503) 595-5300 Facsimile: (503) 595-5301

By

Anne Carlson, Ph.D. Registration No. 47,472

| INFORMATI | ON DISCLOSURE STATEMENT |  |
|-----------|-------------------------|--|
| O PE MAS  | BY APPLICANT            |  |

| Attorney Docket Number | 6616-71314-07    |  |  |
|------------------------|------------------|--|--|
| Application Number     | 10/539,215       |  |  |
| Filing Date            | January 17, 2006 |  |  |
| First Named Inventor   | Lightner         |  |  |
| Art Unit               | 1638             |  |  |
| Examiner Name          |                  |  |  |

| 1 10%                    | <u></u>                |   |             | Diaminor Italic         |                                |    |  |  |  |
|--------------------------|------------------------|---|-------------|-------------------------|--------------------------------|----|--|--|--|
| FOREIGN PATENT DOCUMENTS |                        |   |             |                         |                                |    |  |  |  |
| Examiner's<br>Initials*  | Cite No.<br>(optional) | Country   | Number      | <b>Publication Date</b> | Name of<br>Applicant or Patent | ee |  |  |  |
| /E.M./                   |                        | WIPO/PCT  | WO 02/04648 | January 17, 2002        | LI et al.                      |    |  |  |  |
| /E.M./                   |                        | WIPO/PCT  | WO 02/10210 | February 7, 2002        | TIETJEN and WEIDLER            | 2  |  |  |  |
| Examiner's<br>Initials*  | Cite No.<br>(optional) | OTHER DOCUMENTS   |             |                         |                                |    |  |  |  |
| /E.M./                   |                        | EASTMOND and GRAHAM et al., "Re-examining the role of the glyoxylate cycle in oilseeds," TRENDS in Plant Science, 6(2):72-77, 2001.         |             |                         |                                |    |  |  |  |
| /E.M./                   |                        | MURPHY, Denis J., "The Future of New and Genetically Modified Oil Crops," J. Janick (ed.), ASHS Press, Alexandria, VA, pages 216-219, 1999. |             |                         |                                |    |  |  |  |
| /E.M./                   | ·                      | EBI accession no. EPOP:AX373289, Database accession no. AX373289, March 1, 2002.  |             |                         |                                |    |  |  |  |

EXAMINER SIGNATURE:

/Elizabeth Mcelwain/

DATE CONSIDERED:

04/12/2008

<sup>\*</sup> Examiner: Initial if reference considered, whether or not in conformance with MPEP 609. Draw line through cite if not in conformance and not considered. Include copy of this form with next communication to applicant.